

JULY 27, 2004

**CITY OF GUNNISON COUNCIL
REGULAR SESSION MINUTES**

7:00 P.M.

The Regular Session was called to order at 7:00 P.M., by Mayor Ferguson with Councilmembers Simillion, Stone, and Duba present along with City Attorney Landwehr, City Manager Collins, City Clerk Davidson, Police Chief Keehne, Finance Director Hanson, Public Works Director Coleman, Community Development Director Westbay, and several interested citizens. Councilmember Smits was absent on vacation.

Consideration of Minutes:

Regular Session Minutes of July 13, 2004.

Special Session Minutes of July 20, 2004.

Councilmember Duba moved and Councilmember Simillion seconded the motion to approve the Regular Session Minutes of July 13, 2004, and the Special Session Minutes of July 20, 2004, as submitted.

Roll call vote, yes: Simillion, Stone, Ferguson, Duba. So carried.

Roll call vote, no: None.

Pre-Scheduled Citizens:

Gesa Michel and Allison Gannet of the Office of Resource Efficiency (ORE).

Allison Gannet, Director and Gesa Michel, Associate Director of the Office of Resource Efficiency came forward and addressed Council. Ms. Gannet stated that ORE has been in existence for approximately a year and has established shared goals with Gunnison County, Gunnison County Electric Association, the Town of Crested Butte and Western State College. They have representatives of each of these entities on their Board of Directors. Ms. Gannett reviewed the ORE mission statement and then reviewed some of their on-going programs. These include: Bringing bio-diesel fuel to the Gunnison Valley; a study on locally-produced windpower; small scale hydro-power generation; a “green” building resource guide; home tours of energy efficient homes and a long term goal of performing energy audits for local residents and businesses. Discussion ensued on Region 10’s Clean Cities Program. Ms. Garnett and Ms. Michel stated they may be coming to Council in the future to request funds and to set up a partnership between ORE and the City. Councilmember Duba stated the goal is to save people money in the community in any partnership we undertake. Council thanked the ORE representatives and wished them luck in their endeavors.

Ernie Young – Update on Adelphia Cable. Mr. Young came forward and addressed Council. Adelphia will be working with the City on wiring the new Community Center with fiber optics tie-in. There is already a tie-in at the Tenderfoot Apartments and Adelphia will donate the material to tie in the new building. The City will place the fiber. Mayor Ferguson stated this partnership will be a win-win situation for our citizens. In an update on the company, Mr. Young stated the company is currently working to emerge as an independent company after the bankruptcy but the creditors are asking for sale of the company. Both options are being pursued. Officially the company is on the market, although there are no bids at this time. City Council thanked Mr. Young for the update.

Unfinished Business: None.

New Business:

Acceptance of 2003 City Audit. Finance Director Hanson came forward and asked if Council had any further questions about the audit as presented by Dean Johnson at the last Regular Session meeting. Council had no further questions.

Councilmember Stone moved and Councilmember Simillion seconded the motion to accept the 2003 City Audit as presented.

Roll call vote, yes: Stone, Ferguson, Duba, Simillion. So carried.

Roll call vote, no: None.

Mayor Ferguson commended Finance Director Hanson and her Staff for their work on the audit.

Letter of Support for Gunnison Hay Cubing Project. Mayor Ferguson explained he had a request from Lyn Cudlip for a Letter of Support from Council for the Gunnison Hay Cubing Project.

Councilmember Stone moved and Councilmember Duba seconded the motion to approve the Letter of Support for the Gunnison Hay Cubing Project and authorize the Mayor to sign the letter.

Roll call vote, yes: Ferguson, Duba, Simillion, Stone. So carried.
Roll call vote, no: None.

Memorandum Agreement for Contract for Service with Gunnison Valley Aviation for Gunnison Airshow in the Amount of \$3,500. Finance Director Hanson and Pat Lazarus of Gunnison Valley Aviation came forward. This request was presented to Council at a prior Council meeting. Director Hanson stated that Ms. Lazarus had reviewed and signed the Contract for Service.

Councilmember Stone stated this funding was outside the normal realm of funding procedures and encouraged Ms. Lazarus to go through the established budget request process for future funding. Director Hanson informed Council she will get funding request information to Ms. Lazarus.

Councilmember Stone moved and Councilmember Simillion seconded the motion to approve the Memorandum Agreement for Contract for Service with Gunnison Valley Aviation for the Gunnison Airshow in the amount of \$3,500 and authorize the Mayor to sign said agreement.

Roll call vote, yes: Duba, Simillion, Ferguson, Smits. So carried.
Roll call vote, no: None.

Ms. Lazarus thanked Council for their support.

Memorandum of Agreement for Contract for Service with Gunnison Main Street, Inc., for Big Box Retail Community Forum in Amount Not to Exceed \$1,625. Finance Director Hanson and Main Street Director Bruce Hyde addressed Council. The funding is for expenses incurred for the Community Forum on Large Scale Retailers that was held last evening. Council has received a modified budget for the forum in their packets and Main Street is requesting \$1,625 in matching funds.

Councilmember Duba moved and Councilmember Stone seconded the motion to approve the Memorandum Agreement for Contract for Service with Gunnison Main Street, Inc., for the Big Box Retail Community Forum in the amount of \$1,625 and authorize the Mayor to sign said agreement.

Roll call vote, yes: Simillion, Ferguson, Smits, Duba. So carried.
Roll call vote, no: None.

2nd Quarter 2004 City Financial Report. Finance Director Hanson presented the 2nd quarter financial report to Council. She stated most of the department's are doing quite well, the telephone and fuel expenses are running close. Not reflected in the report is revenue in the amount of \$187,906 in Mineral Leasing Funds that were received last week. The City has also received \$52,000 in natural gas franchise fees. This represents a little over one-half of the budgeted figure. \$11,730 in Conservation Trust Funds have been received. These funds are generally received in two payments. The Enterprise Funds are tracking on schedule. Electric Superintendent Bradford is working with NMPP/MEAN on the reallocation of hydropower in the 3rd and 4th quarters in 2004.

Council thanked Director Hanson for the thorough report.

Ordinance and Resolutions:

Ordinance No. 4, Series 2004, Re: Vacation of a Portion of an East-West Alley in Block 32, West Gunnison Amended; 2nd Reading.

Councilmember Simillion introduced Ordinance No. 4, Series 2004, and it was read by title only by the City Attorney.

Councilmember Simillion moved and Councilmember Stone seconded the motion that Ordinance No. 4, Series 2004, **AN ORDINANCE VACATING THAT PORTION OF THE EAST-WEST ALLEY LYING ADJACENT TO LOTS 1 THROUGH 5, BLOCK 32, ACCORDING TO THE OFFICIAL AMENDED PLAT OF TOWN OF WEST GUNNISON, AND A FIVE-FOOT STRIP OF VACATED 7TH STREET ON THE NORTH, AND LOT 6, BLOCK 32, ACCORDING TO THE OFFICIAL AMENDED PLAT OF TOWN OF WEST GUNNISON, AND A FIVE-FOOT STRIP OF VACATED 7TH STREET ON THE SOUTH, CITY OF GUNNISON, COUNTY OF GUNNISON, STATE OF COLORADO; AND RESERVING A UTILITY EASEMENT THEREIN,** be introduced, read, passed and adopted on second reading this 27th day of July, 2004.

Roll call vote, yes: Stone, Ferguson, Duba, Simillion. So carried.

Roll call vote, no: None.

City Attorney: Updated Council on the Clarke Boulevard litigation. The City has filed their answer asking for determination of the City's share in the maintenance of the roadway. An adjacent property owner has requested a jury trial, but one is not allowed in this type of Court ruling. Lastly, he will be on vacation from August 16 through September 8th.

City Manager: Mark Collins: Informed Council: 1. CityFest is scheduled for this Thursday at 11:00 AM at Jorgensen Park. Council is invited and welcome to attend; 2. The bid opening for the rebuild of the large substation transformer was held and the bid, from T & R, of Coleman, South Dakota, is below the budgeted figure; 3. There is a Community Center update in their packets. The foundation work is underway and concrete work will start next Monday; 4. The Community Center Committee and general contractor will meet on Friday, August 6, and will have lunch with the Young at Heart Senior Group to discuss interior finish products; 5. The new Building Official Mark Sniffen will start next week and we are pleased to have him; 6. United Paving will have asphalt the first week of August and the repair to Spruce Street and Spencer Avenue is a top priority; and 7. Lastly, McPorts will be out next week on Thursday.

Acting City Manager: Jim Keehne. Chief Keehne informed Council they had received his departmental report for the first half of the year in their packets. In Communications, emergency medical dispatching will be available for the first time in approximately 18 years. They have a contract with Contact I to implement GIS mapping in Communications. There is a lot of activity in Neighborhood Services. They held an auction of unclaimed property, especially bicycles. In Records, Shirley is the first Police Records Manager in the State to receive the new records certification. She was instrumental in implementing this new State-wide program. In Police services, they have been very busy, especially with all of the July special events. Chief Keehne asked Council if they had further questions. They had none. Councilmember Stone requested Chief Keehne bring in a representative from Mountain States Employers Council to audit the retirement options. It is always good to have outside eyes take a look at the plans being presented.

City Clerk: City Clerk Davidson. Informed Council that at this time there were no agenda items on next week's Work Session agenda. If nothing came forward in the next couple of days, there will be no work session next week.

WSC Intern: Matt Johnston was absent.

Non-Scheduled Citizens: Karen Immerso came forward and addressed Council. Ms. Immerso asked Council, as an outgrowth of last evening's community forum, if the City could provide some education on the development process. She feels a need for education, in layman's terms, on how the development process works, whether it be a subdivision, rezoning or planned unit development. An explanation on how the public can comment on these issues would be useful. City Attorney Landwehr asked to review this type of document prior to its distribution. Ms. Immerso is hoping the document be available for Thursday evenings Planning Commission public hearing. Councilmember Stone stated the City did something similar several years ago and this is an excellent suggestion. Mayor Ferguson stated a Spanish language version would be helpful as well.

General Discussion/Items for Work Session:

Councilmember Simillion: Asked about the lighting project on East Tomichi. City Manager Collins responded the poles delivery has been delayed and the project should be completed by mid-August. Councilmember Simillion then stated he had received several calls regarding the flooding of properties near the City shops. City Manager Collins stated if Councilmember Simillion would get the citizens' names and phone numbers to Public Works Director Coleman, they would be contacted about the situation. Finance Director Hanson is walking these property owners through CIRSA's insurance claim process.

Councilmember Stone: Stated he attended the Community Forum in person, along with Councilmembers Duba and Simillion. He stated there were some unfortunate remarks by some participants about the lack of attendance by City Council and the Planning Commissioners. Councilmember Stone stated he knew that several of the Commissioners and the Mayor were listening to the proceedings on the radio and were unable to attend in person.

Mayor Ferguson: Informed Council he attended last week's Mayors'/Managers' meeting in Mt. Crested Butte. The new owners of Crested Butte Mountain were there and presented the plans and model for their 10 year plan. There will be many new facilities and there will be underground parking. In Mt. Crested Butte, the Town Manager, Chuck Stearns, has resigned. Joe Fitzpatrick is the interim Town Manager, and of course, they are also looking for a new Town Planner. Crested Butte Mountain Resort informed the participants they would like to see 400,000 skier days this next season. They will be doing aggressive marketing. Expansion onto Snodgrass Mountain, a scaled down version from previous proposals, will be presented in September.

Councilmember Duba: Reported on the Region 10 meeting. The regional transportation plan was discussed. The Highway 50 corridor between Montrose and Grand Junction should be done this year and that Highway 50 between Montrose and Monarch Pass is in the 6 to 10 year plan. Councilmember Duba asked the City Manager, with the Electric and Public Works crews working on the Community Center, if we are off-task on other projects. City Manager Collins responded that when those crews were committed, it was with the understanding that no other projects would be put in jeopardy. The crews are working on CityFest this week anyway and this was an advantageous time to work on the Community Center.

Lastly, Mayor Ferguson stated the progress at the Riverway Park is remarkable. It looks great down there.

Adjournment: The meeting adjourned at 8:07 P.M.

Mayor

City Clerk